

Appn. 09/781,698

GAU 3627

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In the United States Patent and Trademark Office

Serial Number: 09/781,698
Appn. Filed: 02/13/2001
Applicant: Lester Sussman
Appn. Title: System and Method for a Complete and Convenient Shopping
Examiner/GAU: Bryan Jaketic /3627

Mailed: April 7th, 2006

At: Bethesda, MD

Renewed Petition under 37 CFR 1.181 to Withdraw the Holding of
Abandonment

Petitioner respectfully requests reconsideration on the Decision In Petition mailed April 3, 2006, Paper No. 10.

Office requested the following details regarding petitioner's handling of mail from the PTO.

1. All mail is delivered to petitioner's address as given to the PTO as the correspondence address of record, i.e. 9213 Bulls Run Parkway, Bethesda, MD 20817-2403. Petitioner has resided at this address for more than ten years and continues to reside at this said correspondence address of record.
2. All mail received from the PTO is marked by the petitioner with the Due Date written in large text on the envelope pertaining to any action enclosed in PTO's mailing. The Due Date is calculated by using the US Postal Service's postage stamp date stamped on the PTO's received envelope.
3. The PTO's envelope is placed in the petitioner's physical "PTO In-Box", in a First-In-Last-Out processing order.

This was one of the first places that the petitioner checked for both the original office action under consideration, as well as the notice of abandonment.

4. The Due Date noted in step [2] above is entered by the petitioner into the petitioner's PC's Calendar program and a To-Do Task-List program (both implemented using Microsoft Office's Outlook software), together with a relevant description of the office action, with an advance warning of one (1) month of said Due Date. Whenever a new entry is made in the petitioner's Microsoft Outlook program, the Outlook's data are synchronized to a Palm PDA for backup in case the petitioner's PC's hard drive fails. No PC hard drive failure had happened since the filing of the application under consideration.

This was the second place (i.e. Outlook on the PC and the Palm PDA) that the petitioner looked for evidence of having received both the original office action under consideration, as well as the notice of abandonment.

5. The third place that the petitioner looked for both the original office action under consideration, as well as the notice of abandonment, was in a physical filing cabinet in which the petitioner keeps all previously concluded PTO office actions correspondence, filed in hanging file folders dedicated to each patent application that the petitioner has filed.

Unfortunately in the case of the petitioner's Application Number 09/781,698 the above described personal PTO tracking system, that the petitioner has implemented ever since he filed his first US patent application could not be put into operation, because the petitioner did not receive the office action(s) in question via the US Postal System. The petitioner hereby swears that he did not receive any of the PTO mailings under consideration.

To date, the petitioner has filed thirteen (13) US Patent Applications and responded to all pertinent office actions, except for the non-receipt of the office actions for Application Number 09/781,698, which is now under petition to withdraw the holding of abandonment.

The office actions in question were for the first time received by the petitioner when they were was kindly mailed accompanying the Decision On Petition, mailed April 3, 2006.

The applicant hereby respectfully requests reconsideration of the Abandonment of his application due to the fact that he did not receive the relevant PTO mailings.

Very respectfully,

Per Se Applicant: Lester Sussman